02 FQ:103





COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspto.gov

ATTORNEY DOCKET NUMBER FIRST NAMED APPLICANT APPLICATION NUMBER FILING/RECEIPT DATE Michael J. Shamblott PM 272065 01/22/2001 09/767,421

**CONFIRMATION NO. 9551** 

Date Mailed: 03/30/2001

FORMALITIES LETTER OC000000005921657

Pillsbury Winthrop LLP Intellectual Property Group Ninth Floor 1100 New York Avenue, N.W. Washington, DC 20005-3918

Adjustment date: 03/14/2002 EEKUBAY1 10/04/2001 NMOHAMM1 000000037 501355 01:Fg:101 -740 -740.00 OP -234.00 OP -252.00 OP

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

### FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

 The statutory basic filing fee is missing. Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27). 03/14/2002 EEKUBAY1 00000007 09767421

Total additional claim fee(s) for this application is \$474.

\$234 for 13 total claims over 20.

■ \$240 for 3 independent claims over 3.

02 FC:203 03 FC:202 04 FC:205

370.00 OP 117.00 OP 126.00 OP 65.00 OP

The oath or declaration is missing.

- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1314.

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
  - Papers contain improper margins. Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")

Repln. Ref: 03/14/2002 EEKUBAY1 0013251700 DA#:501355 Name/Number:09767421 \$1306.00 CR FC: 704





**PATENT** 

Attorney Docket No.: JHU1750-1

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Shamblott and Gearhart

Art Unit:

Unassigned

Application No.:

09/767,421

Examiner:

Unassigned

Filed:

January 22, 2001

Title:

HUMAN EMBRYOID BODY-DERIVED CELLS

### **BOX MISSING PARTS**

Commissioner for Patents Washington, D.C. 20231

## RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

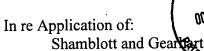
In response to the Notice to File Missing Parts of Application mailed March 30, 2001, enclosed are:

- 1. A copy of the Notice to File Missing Parts of Application (1 page);
- 2. An executed Declaration For Patent Application (3 pages);
- 3. Substitute Specification in compliance with 37 CFR 1.52 (74 pages);
- 4. Petition for Extension of Time (2 pages);
- 5. Change of Attorney Address (1 page);
- 6. Check in the amount of \$2,704.00 (\$1,314.00 Missing Parts Fee; \$1,390.00 extension of time fee); and
- 7. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on September 28, 2001, in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231

Karen LePari



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Enclosed is a check in the total amount of \$2,704.00 which includes \$1,390.00 as four month extension of time fee and \$1,314.00 as payment for the missing requirements of the application. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: September 28, 2001

Lisa A. Haile, J.D., Ph.D. Registration No.: 38,347 Telephone: (858) 677-1456 Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1600 San Diego, California 92121-2189 USPTO Customer Number 28213